IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUIT NO. 1970 OF 2003

Sital Tejumal Hansrajani ....Plffs.
vs.
Anil Sital Hansrajani
and anr. ....Defnds.

Arif Bookwala a/w. K.A. Sampat
for the plaintiffs.
A.J. Rizvi a/w. A.M. Talreja
for the defendants.

CORAM: S.U. KAMDAR, J.

DATE : 21ST OCTOBER, 2005.

P.C. :

1. All the parties are present in court. By consent of the parties the following order is passed :

(i) The differences and disputes in

the suit is referred to the arbitration of D.R. Dhanuka (Retd) Judge of Bombay High Court. The arbitrator to decide the differences and disputes in the suit in accordance with the Arbitration and Conciliation Act, 1996.

(ii). In the mean time as and by way of interim order, Court Receiver to take formal possession of the premises bearing no. 1 and 2 situated at 46/48, Walker House, Tribhuvan Road, Mumbai-4.

(iii) Court Receiver is directed to appoint the defendants as his agent without security and compensation. However learned counsel appearing for the defendant states that they will pay regularly the rent,

electricity charges and other necessary outgoings inrespect of the aforesaid shop premises.

(iv) The said interim order to continue till the disposal of the arbitration proceedings before the arbitrator and four weeks after the award is passed. The suit as well as motion disposed off accordingly.

(v) The cost, charges and expenses of the arbitrator to be shared equally by both the parties.

sd/-

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